Case 18-12346 Doc 22 Filed 01/25/19 Entered 01/26/19 00:41/56 Desc Imaged

Certificate of Notice Page 1 of 6

Dated: January 23, 2019
The following is SO ORDERED:

Jimmy L. Croom

UNITED STATES BANKRUPTCY JUDGE

# UNITED STATES BANKRUPTCY COURT WESTERN DISTRICT OF TENNESSEE

In Re: Chapter 13
Jennifer Ann Russell

Debtor Case No. 18-12346

#### **Order Confirming Plan Combined With Related Orders**

It appearing to the Court that the Debtor Has filed a plan which has been sent to the scheduled creditors; that at the confirmation hearing it appeared to the Court from the statements of the Chapter 13 Trustee, and the entire record herein, that the plan as finalized complies with 11 U.S.C. §1325(a) and other applicable provisions of the Bankruptcy Code; and that the plan should be confirmed;

IT IS THEREFORE, ORDERED BY THE COURT:

- 1. That the Debtor's plan, which is attached hereto, is confirmed;
- 2. That the Debtor pay into the plan as follows:

Debtor One Employer: EASTER SEALS OF TENNESSEE, INC.

\$195.00 EVERY TWO WEEKS

If this is different from the originally proposed plan amount, then the Chapter 13 Trustee is authorized to submit a separate order changing payment. Futhermore, the debtor(s)' future earnings shall remain property of the estate and under the exclusive control of this Court pursuant to 28 U.S.C. §§1334(e) and 157(a). In the event of a case dismissal, funds held by the Chapter 13 Trustee shall be paid to creditors in accordance with the terms of the plan unless otherwise ordered by the Court.

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- 3. All property shall remain property of the Chapter 13 estate under 11 U.S.C. §§541(a) and 1306(a) and shall revest in the debtor(s) only upon discharge pursuant to §1328(a), conversion of the case, or specific order of the Court which states otherwise. The debtor(s) shall remain in possession of and in control of all property of the estate not transferred to the Trustee, and shall be responsible for the protection and preservation of all such property, pending further orders of the Court.
- 4. An attorney fee is allowed in the amount of \$3,800.00.
- 5. The percentage to be received by unsecured creditors is to be determined by the Trustee after the expiration of the 90 day bar date for the filing of claims; separate order to be entered thereon.
- 6. Any real estate tax claimants shall be treated as fully secured if the plan proposes to treat them as secured debts. If the debtor(s) surrender(s) with Court authorization any real property during the pendency of this case or such property is abandoned, the real property will no longer be property of the estate; the automatic stay shall terminate regarding the interests of affected real property taxing authorities, and the Chapter 13 plan may be modified accordingly.
- 7. The balances of any student loans shall survive discharge if the plan indicates same.
- 8. Following the bar date to file proofs of claims, the Chapter 13 Trustee may adjust the plan payments as necessary to capture any excess equity.

CC: Timothy H. Ivy	/s/ Timothy H. Ivy
	Chapter 13 Trustee

**SEH** 

ROBERT B VANDIVER 227 W BALTIMORE PO BOX 906 JACKSON, TN 38302-0906

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Date:

January 10, 2019

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#### UNITED STATES BANKRUPTCY COURT Western District Of Tennessee

In Re: Case No. 18-12346

(1) Jennifer Ann Russell

Debtor Chapter 13

**CHAPTER 13 PLAN** 

**ADDRESS:** 325 Lowe Lane

Mc Kenzie, TN 38201

PLAN PAYMENT:

DEBTOR (1) shall pay \$195.00 EVERY TWO WEEKS

by: Payroll Deduction from: EASTER SEALS OF TENNESSEE, INC.

ATTN: PAYROLL DEPARTMENT 750 OLD HICKORY BLVD #2-260 BRENTWOOD, TN 37027

1. THIS PLAN [Rule 3015.1]:

(A) CONTAINS A NON-STANDARD PROVISION. [See Plan Provision #19]

NO

(B) LIMITS THE AMOUNT OF SECURED CLAIM BASED ON A VALUATION OF THE

YES

COLLATERAL FOR THE CLAIM. [See plan provisions #7 and #8]

(C) AVOIDS A SECURITY INTEREST OR LIEN. [See plan provision #12]

NO

**2. ADMINISTRATIVE EXPENSES:** Pay filing fee and Debtor's attorney fees, pursuant to Confirmation Order.

3. AUTO INSURANCE: (x) Not Included in Plan

AUTO INSURANCE NOT INCLUDED

4. DOMESTIC SUPPORT Monthly Plan Payment

5. PRIORITY CLAIMS

6. HOME MORTGAGE CLAIMS

7. SECURED CLAIMS

[Retain lien 11 U.S.C. Section 1325 (a)(5)] <u>Value of Collateral:</u> <u>Rate of Interest:</u> <u>Monthly Plan Payment:</u>

ONEMAIN FINANCIAL GROUP, LLC \$1500.00 8.00% \$35.00

2006 Chevy Impala

Adequate protection \$10.00 monthly

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- 8. SECURED AUTOMOBILE CLAIMS FOR DEBT INCURRED WITHIN 910 DAYS OF FILING, AND OTHER SECURED CLAIMS FOR DEBT INCURRED WITHIN ONE YEAR OF FILING
- 9. SECURED CLAIMS FOR WHICH COLLATERAL WILL BE SURRENDERED; STAY IS TERMINATED UPON CONFIRMATION FOR THE LIMITED PURPOSE OF GAINING POSSESSION AND COMMERCIALLY REASONABLE DISPOSAL OF COLLATERAL
- 10. SPECIAL CLASS UNSECURED CLAIMS
- 11. STUDENT LOAN CLAIMS AND OTHER LONG TERM CLAIMS
- 12. THE JUDICIAL LIENS OR NON-POSSESSORY, NON-PURCHASE MONEY SECURITY INTEREST(S) HELD BY THE FOLLOWING CREDITORS ARE AVOIDED TO THE EXTENT ALLOWABLE PURSUANT TO 11 U.S.C. SECTION 522(f)
- 13. ABSENT A SPECIFIC COURT ORDER OTHERWISE, ALL TIMELY FILED CLAIMS, OTHER THAN THOSE SPECIFICALLY PROVIDED FOR ABOVE, SHALL BE PAID AS GENERAL UNSECURED CLAIMS.
- 14. ESTIMATED TOTAL GENERAL UNSECURED CLAIMS: \$21,199.42
- 15. THE PERCENTAGE TO BE PAID WITH RESPECT TO NON-PRIORITY, GENERAL UNSECURED CLAIMS IS:
- THE TRUSTEE SHALL DETERMINE THE PERCENTAGE TO BE PAID AFTER THE PASSING OF THE FINAL BAR DATE.
- 16. THIS PLAN ASSUMES OR REJECTS EXECUTORY CONTRACTS
- 17. COMPLETION: Plan shall be completed upon payment of the above approximately <u>60</u> months.
- 18. FAILURE TO TIMELY FILE A WRITTEN OBJECTION TO CONFIRMATION SHALL BE DEEMED ACCEPTANCE OF PLAN.
- 19: NON-STANDARD PROVISION(S)

ANY NON-STANDARD PROVISION STATED ELSEWHERE IS VOID.

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Certificate of Notice Page 5 of 6 United States Bankruptcy Court Western District of Tennessee

In re: Jennifer Ann Russell Debtor Case No. 18-12346-jlc Chapter 13

TOTAL: 0

#### CERTIFICATE OF NOTICE

District/off: 0651-1 User: valeta Page 1 of 2 Date Rcvd: Jan 23, 2019 Form ID: pdftr05 Total Noticed: 36

```
Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on
Jan 25, 2019.
                   +Jennifer Ann Russell, 325 Lowe Lane, Mc Kenzie, TN 38201-8501 AWA Collections, P.O. Box 6605, Orange, CA 92863-6605 +Ad Astra Recovery Services, 7330 W. 33rd Street N, Suite 118,
db
32995384
32995382
                                                                                                       Wichita, KS 67205-9370
                   +Advance Financial 24/7, 100 Oceanside Dr, Nashville, TN 37204-2351
+Baptist Memorial Hospital, PO Box 17127, Memphis, TN 38187-0127
+Big Picture Loans, P.O. Box 704, Watersmeet, MI 49969-0704
32995383
32995385
32995386
                  ++CASH EXPRESS, 263 WEST SPRING STREET, COOKEVILLE TN 38501-3268 (address filed with court: Cash Express, 15132 Highland Dr, McKenzie, TN 38201)
32995387
                   +Cash Express, LLC, 345 South Jefferson Avenue, Suite 300, Cookeville, TN 38501-3456 +Cashnet USA, P.O. Box 206739, Dallas, TX 75320-6739

Emergency Coverage Corp, PO Box 1123, Minneapolis, MN 55440-1123 +First Premier Bank, 3820 North Louise Ave, Sioux Falls, SD 57107-0145 +Harpeth Financial Services, LLC, c/o Glen C. Watson, III, P.O. Box 121950,
32996128
32995389
33037354
32995391
33051026
                     Nashville, TN 37212-1950
                   +McKenzie Banking, PO Box 220, McKenzie, TN 38201-0220
32995392
                    McKenzie Regional Hospital, c/o David L. Mendelson, Esq., PO BOX 17235, Memphis, TN 38187-0235
33021659
                                                                                                 MENDELSON LAW FIRM,
32995393
                   +McKenzie Regional Hospital, P.O. Box 501092, Saint Louis, MO 63150-1092
                   +Premier Bankcard, Llc; Jefferson Capital Systems L, Jefferson Capital Systems, LLC,
33018231
                     Po Box 7999, Saint Cloud Mn 56302-7999
State Finance, 2539 Eastwood St., Paris, TN 38242-7990
32995401
                   +State Finance,
                   +Tennessee Check Advance, LLC, 15325 Highland Drive,
32995402
                                                                                           Mc Kenzie, TN 38201-2501
Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.
32995388
                   +E-mail/Text: cashmaster19740@bellsouth.net Jan 24 2019 01:16:24
                                                                                                           Cash Master,
                     19740 East Main Street, Huntingdon, TN 38344-3823
                   +E-mail/Text: khorner@checkintocash.com Jan 24 2019 01:19:33
32995390
                                                                                                                              PO Box 550,
                     Cleveland, TN 37364-0550
33040310
                   +E-mail/Text: bankruptcydpt@mcmcg.com Jan 24 2019 01:18:05
                                                                                                    Midland Funding LLC,
                     PO Box 2011, Warren, MI 48090-2011
                   +E-mail/Text: bankruptcydpt@mcmcg.com Jan 24 2019 01:18:05
32995394
                                                                                                    Midland Funding LLC,
                   2365 Northside Drive Suite 300, San Diego, CA 92108-2709
+E-mail/Text: bankruptcy@moneylion.com Jan 24 2019 01:19:28
32995395
                                                                                                     Money Lion, P.O. Box 1547,
                     Sandy, UT 84091-1547
                    E-mail/PDF: cbp@onemainfinancial.com Jan 24 2019 01:20:32
33013144
                                                                                                    ONEMAIN FINANCIAL GROUP, LLC,
                     ONEMAIN, PO BOX 3251, EVANSVILLE IN 47731-3251
32995396
                   +E-mail/PDF: cbp@onemainfinancial.com Jan 24 2019 01:20:32
                                                                                                    OneMain, P.O. Box 1010,
                     Evansville, IN 47706-1010
                    E-mail/PDF: PRA_BK2_CASE_UPDATE@portfoliorecovery.com Jan 24 2019 01:33:03
32995397
                   Portfolio Recovery, 120 Corporate Blvd, Suite 100, Norfolk, VA 23502
E-mail/PDF: PRA_BK2_CASE_UPDATE@portfoliorecovery.com Jan 24 2019 01:31:52
Portfolio Recovery Associates, LLC, POB 41067, Norfolk VA 23541
+E-mail/PDF: PRA_BK2_CASE_UPDATE@portfoliorecovery.com Jan 24 2019 01:33:03
33049377
32996339
                    PRA Receivables Management, LLC, PO Box 41021, Norfolk, VA 23541-1021 E-mail/Text: bankruptcy.noticing@security-finance.com Jan 24 2019 01:16:44
32995398
                                                                                                                          Security Finance,
                      SFC-Central Bankruptcy Recovery Dept., 209 Dawson Rd.,
                                                                                                Ste. 4-B,
                                                                                                               Columbia, SC 29223
                   +E-mail/Text: bankruptcy.noticing@security-finance.com Jan 24 2019 01:16:44
33019187
                      SECURITY FINANCE COMPANY OF TENNESSEE, SFC Central Bankruptcy, PO Box 1893,
                   Spartanburg, SC 29304-1893
+E-mail/Text: bankruptcy@ldf-holdings.com Jan 24 2019 01:19:36
32995399
                                                                                                         SKy Trails Cash.com,
                     Ningodwaaswi, LLC, P.O. Box 1115, Lac Du Flambeau, WI 54538-1115
                   +E-mail/Text: bankruptcy@speedyinc.com Jan 24 2019 01:17:13
32995400
                                                                                                     Speedy Cash,
                     PO Box 101928 Dept. 2280, Birmingham, AL 35210-6928
                   +E-mail/Text: bankruptcy@speedyinc.com Jan 24 2019 01:17:13
33019929
                                                                                                     Speedy/Rapid Cash,
                     PO Box 780408, Wichita, KS 67278-0408
32997189
                   +E-mail/PDF: gecsedi@recoverycorp.com Jan 24 2019 01:21:00
                                                                                                    Synchrony Bank
                     c/o PRA Receivables Management, LLC, PO Box 41021, Norfolk, VA 23541-1021
                   +E-mail/PDF: bk@worldacceptance.com Jan 24 2019 01:33:06
                                                                                                 World Finance,
32995403
                                                                                                                      P.O. Box 6429,
                     Greenville, SC 29606-6429
                   +E-mail/PDF: bk@worldacceptance.com Jan 24 2019 01:32:37
                                                                                                 World Finance Corp.
33018842
                                                                                               Greenville, SC 29606-6429
                     World Acceptance Corporation Attn: Bankr, PO Box 6429,
                                                                                                                      TOTAL: 18
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\*\*\*\*\* BYPASSED RECIPIENTS \*\*\*\*\*

NONE.

Addresses marked '+' were corrected by inserting the ZIP or replacing an incorrect ZIP. USPS regulations require that automation-compatible mail display the correct ZIP.

Transmission times for electronic delivery are Eastern Time zone.

Addresses marked '++' were redirected to the recipient's preferred mailing address pursuant to 11 U.S.C. 342(f)/Fed.R.Bank.PR.2002(g)(4).

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District/off: 0651-1 Page 2 of 2 Date Rcvd: Jan 23, 2019 User: valeta Form ID: pdftr05 Total Noticed: 36

\*\*\*\*\* BYPASSED RECIPIENTS (continued) \*\*\*\*\*

I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed. R. Bank. P. 2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Jan 25, 2019 Signature: /s/Joseph Speetjens

#### CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on January 23, 2019 at the address(es) listed below:

PRA Receivables Management, LLC claims@recoverycorp.com

Robert B. Vandiver, Jr. on behalf of Debtor Jennifer Ann Russell bankruptcy@robvandiver.com, r52884@notify.bestcase.com

TOTAL: 4

Timothy H. Ivy ecf\_summ@ch13jax.com
U.S. Trustee ustpregion08.me.ecf@usdoj.gov